

STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
JAYNE KIM, No. 174614
CHIEF TRIAL COUNSEL
JOSEPH R. CARLUCCI, No. 172309
DEPUTY CHIEF TRIAL COUNSEL
ALAN B. GORDON, No. 125642
ASSISTANT CHIEF TRIAL COUNSEL
WILLIAM TODD, No. 259194
DEPUTY TRIAL COUNSEL
1149 South Hill Street
Los Angeles, California 90015-2299
Telephone: (213) 765-1491

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

HEARING DEPARTMENT - LOS ANGELES

NOTICE OF DISCIPLINARY CHARGES

NOTICE - FAILURE TO RESPOND!

- (1) YOUR DEFAULT WILL BE ENTERED;**
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU WILL NOT BE PERMITTED TO PRACTICE LAW;**
- (3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION AND THE DEFAULT IS SET ASIDE, AND;**
- (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE. SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN ORDER RECOMMENDING YOUR DISBARMENT WITHOUT FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ., RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.**

1 The State Bar of California alleges:

2 JURISDICTION

3 1. John Martin Sinasohn ("Respondent") was admitted to the practice of law in the State
4 of California on November 29, 1978, was a member at all times pertinent to these charges, and is
5 currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 13-O-11428

8 Business and Professions Code section 6068(k)
[Failure to Comply With Conditions of Probation]

9 2. Respondent willfully violated Business and Professions Code section 6068(k) by
10 failing to comply with all conditions attached to any disciplinary probation, as follows:

11 3. On or about May 27, 2011, the State Bar and Respondent entered into a Stipulation
12 as to facts, Conclusions of Law and Disposition in case no. 09-O-15973, et al.

13 4. On or about September 14, 2011, the California Supreme Court issued Order No.
14 S194617 ("Disciplinary Order") which ordered that Respondent be suspended from the practice of
15 law for two years, that execution of the suspension be stayed, and that Respondent be placed on
16 probation for two years subject to certain conditions including 60 days' actual suspension.

17 5. On or about September 14, 2011, the Clerk of the Supreme Court of the State of
18 California properly served a copy of the Disciplinary Order by mail on Respondent. Respondent
19 received the Disciplinary Order.

20 6. On or about October 14, 2011, the Disciplinary Order became effective.

21 7. On or about November 9, 2011, a probation deputy of the Office of Probation of the
22 State Bar of California ("Probation") mailed a letter to Respondent at his member records
23 address reminding Respondent of the conditions of his probation. Respondent received the letter
24 from the probation deputy.

25 8. A condition of Respondent's probation required that Respondent contact Probation
26 within 30 days of the October 14, 2011 effective date of the Order and arrange a meeting with
27 the assigned probation deputy.

1 9. Respondent failed to contact Probation to schedule a meeting prior to the November
2 13, 2011 deadline.

3 10. A condition of Respondent's probation required that Respondent submit written
4 quarterly reports to Probation on each January 10, April 10, July 10, and October 10 of the
5 period of probation, stating under penalty of perjury his compliance with the State Bar Act, the
6 Rules of Professional Conduct, and all conditions of probation during the preceding calendar
7 quarter.

8 11. Respondent did not submit to Probation the quarterly reports due on July 10, 2012,
9 October 10, 2012 and January 10, 2013.

10 12. A condition of Respondent's probation required that Respondent provide to Probation
11 proof of attendance at a session of Ethics School within one (1) year of the effective date of the
12 Disciplinary Order, a date which fell on October 14, 2012.

13 13. To date, Respondent has not provided proof of Ethics School attendance to the Office
14 of Probation.

15 10. At no time did Respondent file a motion in the State Bar Court requesting to modify
16 any of the terms of probation.

17 14. By the foregoing conduct, Respondent willfully failed to comply with the conditions
18 attached to his disciplinary probation.

19 **NOTICE - INACTIVE ENROLLMENT!**

20 **YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR**
21 **COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE**
22 **SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL**
23 **THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO**
24 **THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN**
25 **INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE**
26 **ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE**
27 **RECOMMENDED BY THE COURT.**
28

NOTICE - COST ASSESSMENT!

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: April 29, 2013

By: 

William Todd
Deputy Trial Counsel

DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 13 O 11428

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 1149 South Hill Street, Los Angeles, California 90015, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

NOTICE OF DISCIPLINARY CHARGES

- ☐ **By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))**
- in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles.
- ☐ **By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))**
- I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ('UPS').
- ☐ **By Fax Transmission: (CCP §§ 1013(e) and 1013(f))**
Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.
- ☐ **By Electronic Service: (CCP § 1010.6) to:**
Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

- ☐ (for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at Los Angeles, addressed to: (see below)
- ☒ (for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested,
Article No.: 7196 9008 9111 0442 9751 at Los Angeles, addressed to: (see below)
- ☐ (for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS,
Tracking No.: addressed to: (see below)

Person Served	Business-Residential Address	Fax Number	Courtesy Copy to:
John Martin Sinasohn	Law Office of John Sinasohn 5924 Van Nuys Blvd Van Nuys, CA 91401		
		Electronic Address	

☐ via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

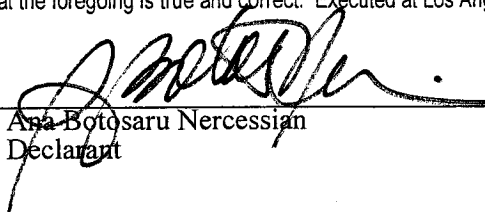
I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ('UPS'). In the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: April 29, 2013

SIGNED:


Ana Botosaru Nercessian
Declarant